



Docket: 1263

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: James F. McGuckin, Jr., et al

Serial No: 10/800,298

Group Art Unit: 3731

Filed: March 12, 2004

Examiner: Unknown

For: **DISTAL PROTECTION DEVICE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

In accordance with Applicant's duty of disclosure under 37 C.F.R. §1.56, Applicants submit the cited reference(s) for the Examiner's consideration.

It is respectfully requested that the reference(s) submitted with Form PTO-1449 be considered during Examination of the above-identified application and made of record therein. Pursuant to 37 C.F.R. §1.98(a), a copy of the cited reference(s) other than U.S. patent and U.S. patent application publications is/are enclosed. This submission is believed to be in compliance with 37 C.F.R. §1.97 and 37 C.F.R. §1.98. A copy of the search report from a related international application is enclosed.

The citation of the listed item(s) is/are not a representation that it constitutes a complete or exhaustive listing of prior art or that it constitutes prior art. The item(s) listed is/are submitted in good faith, but is/are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner, it will assist the Examiner in identifying fields of search and in making as full and complete a search as possible.

The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

☐ This information disclosure statement is being filed within three (3) months of the filing date of this application.

☐ This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application.

☒ To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action in connection with this case.

☐ Enclosed is a certificate under 37 C.F.R. § 1.97 (e)(i).

☐ Enclosed is a petition under 37 C.F.R. § 1.97 (d)

☐ Please charge the petition fee of \$130.00 required under 37 C.F.R. § 1.17 (i)(1) to Deposit Account No. 501567

☐ As set forth in 37 C.F.R. § 1.97 (c), to the best of Applicant(s) knowledge, this information disclosure statement is being filed before either the mailing of a final action under 37 C.F.R. § 1.113 or the mailing of a notice of allowance under 37 C.F.R. § 1.113, and is accompanied by the \$180.00 fee as provided for in 37 C.F.R. § 1.17(p).

☐ Please charge the \$180.00 fee required by 37 C.F.R. § 1.17(p) to Deposit Account No. 501567.

☒ Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. § 1.16 and/or 37 C.F.R. § 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account 501567. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend time as required and charge Deposit Account No. 501567 therefor. **TWO COPIES OF THIS SHEET ARE ENCLOSED.**

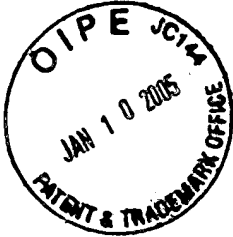
Early and favorable consideration of the case is respectfully requested.

Dated: 1/7/05



Neil D. Gershon  
Registration No. 32,225  
Attorney for the Applicants

Rex Medical, L.P.  
1011 High Ridge Road  
Stamford, CT 06905



Docket No. 1263

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James F. McGuckin, Jr., et al

Serial No.: 10/800,298

Group Art Unit: 3731

Filed: March 12, 2004

Examiner: Unknown

For: **DISTAL PROTECTION DEVICE**

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

Date of Deposit: 1/7/05

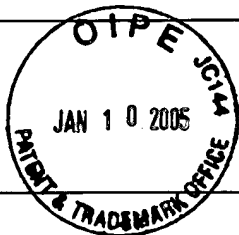
I hereby certify that the following:

- ☒ This Certificate of Mailing
- ☒ Information Disclosure Statement
- ☒ PTO Form 1449 and non US patent/published application references
- ☒ Return postcard

are being deposited with the United States Postal Service first class mail on the Date of Deposit indicated above in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Neil Gershon  
Rex Medical  
1011 High Ridge Road  
Stamford, CT 06905

Form PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use several sheets if necessary)	ATTY. DOCKET NO.  1263	SERIAL NO.  10/800,298
APPLICANT James F. McGuckin, Jr., et al		FILING DATE March 12, 2004
		GROUP Art Unit: 3731



## U.S. PATENT DOCUMENT

EXAMINER INITIALS	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4 8 7 3 9 7 8	10/1989	Ginsburg			
	5 6 2 6 6 0 2	05/1997	Gianotti, et al			
	5 6 5 8 2 9 6	08/1997	Bates, et al			
	5 7 2 0 7 6 4	02/1998	Naderlinger			
	5 8 1 4 0 6 4	09/1998	Daniel, et al			
	5 8 2 7 3 2 4	10/1998	Cassell, et al			
	5 8 4 8 9 6 4	12/1998	Samuels			
	5 9 4 1 8 9 6	08/1999	Kerr			
	6 0 0 1 1 1 8	12/1999	Daniel, et al			
	6 0 2 7 5 2 0	02/2000	Tsugita, et al			
	6 0 6 6 1 4 9	05/2000	Samson, et al			
	6 0 9 6 0 5 3	08/2000	Bates			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
WO	0 0 0 7 5 2 1	02/2000	PCT				
WO	0 0 0 7 6 5 5	02/2000	PCT				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use several sheets if necessary)	ATTY. DOCKET NO.  1263	SERIAL NO.  10/800,298
APPLICANT James F. McGuckin, Jr., et al		FILING DATE March 12, 2004
		GROUP Art Unit: 3731

## U.S. PATENT DOCUMENT

EXAMINER INITIALS	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6 1 2 3 7 1 5	09/2000	Amplatz			
	6 1 2 9 7 3 9	10/2000	Khosravi			
	6 1 4 6 3 9 6	11/2000	Kónya, et al			
	6 1 5 2 9 4 6	11/2000	Broome, et al			
	6 1 6 8 5 7 9	01/2001	Tsugita			
	6 1 7 1 3 2 7	01/2001	Daniel, et al			
	6 1 7 9 8 5 1	01/2001	Barbut, et al			
	6 1 8 7 0 2 5	02/2001	Machek			
	6 2 2 4 6 2 0	05/2001	Maahs			
	6 2 4 5 0 8 8	06/12/01	Lowery			
	6 2 5 8 1 1 5	07/2001	Dubrul			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use several sheets if necessary)	ATTY. DOCKET NO.  1263	SERIAL NO.  10/800,298
APPLICANT James F. McGuckin, Jr., et al		
FILING DATE March 12, 2004		GROUP Art Unit: 3731

## U.S. PATENT DOCUMENT

EXAMINER INITIALS	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6 2 6 4 6 7 2	07/2001	Fisher			
	6 2 9 0 7 1 0	09/2001	Cryer, et al			
	6 3 3 6 9 3 4	01/2002	Gilson, et al			
	6 3 3 8 7 3 5	01/2002	Stevens			
	6 3 4 6 1 1 6	02/2002	Brooks, et al			
	6 3 6 4 8 9 5	04/2002	Greenhalgh			
	6 3 7 5 6 7 0	04/2002	Greenhalgh			
	6 3 6 4 9 0 0	04/2002	Heuser			
	6 3 6 8 3 3 8	04/2002	Kónya, et al			
	6 3 7 1 9 7 1	04/2002	Tsugita, et al			
	6 3 9 1 0 4 4	05/2002	Yadav, et al			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use several sheets if necessary)	ATTY. DOCKET NO.  1263	SERIAL NO.  10/800,298
APPLICANT James F. McGuckin, Jr, et al		
FILING DATE March 12, 2004		GROUP Art Unit: 3731

## U.S. PATENT DOCUMENT

EXAMINER INITIALS	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6 4 2 5 9 0 9	07/2002	Dieck, et al			
	6 4 8 2 2 2 2	11/2002	Bruckheimer, et al			
	6 4 8 5 5 0 1	11/2002	Green			
	6 5 0 0 1 9 1	12/2002	Addis			
	6 5 3 0 9 3 9	03/2003	Hopkins, et al			
	6 5 4 4 2 7 9	04/2003	Hopkins, et al			
	6 5 5 1 2 6 8	04/2003	Kaganov, et al			
	6 5 5 8 4 0 5	05/2003	McInnes			
	6 5 6 2 0 5 8	05/2003	Seguin, et al			
	6 5 6 9 1 8 4	05/2003	Huter			
	6 5 8 2 4 4 8	06/2003	Boyle, et al			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO.  1263	SERIAL NO.  10/800,298
INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use several sheets if necessary)		
APPLICANT James F. McGuckin, Jr., et al		
FILING DATE March 12, 2004		GROUP Art Unit: 3731

## U.S. PATENT DOCUMENT

EXAMINER INITIALS	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6 5 8 9 2 6 3	07/2003	Hopkins, et al			
	6 5 9 2 6 0 6	07/2003	Huter, et al			
	6 5 9 2 6 1 6	07/2003	Stack, et al			
	6 5 9 6 0 1 1	07/2003	Johnson, et al			
	6 6 0 5 1 0 2	08/2003	Mazzocchi, et al			
	6 6 1 0 0 7 7	08/2003	Hancock, et al			
	6 6 1 6 6 7 9	09/2003	Khosravi, et al			
	6 6 1 6 6 8 0	09/2003	Thielen			
	6 6 2 0 1 8 2	09/2003	Khosravi, et al			
	6 6 3 5 0 6 8	10/2003	Dubrul, et al			
	6 6 3 5 0 7 0	10/2003	Leefflang, et al			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



Form PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use several sheets if necessary)	ATTY. DOCKET NO.  1263	SERIAL NO.  10/800,298
APPLICANT James F. McGuckin, Jr., et al		FILING DATE March 12, 2004
		GROUP Art Unit: 3731

## U.S. PATENT DOCUMENT

EXAMINER INITIALS	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6 6 3 8 2 9 4	10/2003	Palmer			
	6 6 4 5 2 2 0	11/2003	Huter, et al			
	6 6 4 5 2 2 3	11/2003	Boyle, et al			
	6 6 5 2 5 0 5	11/2003	Tsugita			
	6 6 5 2 5 5 4	11/2003	Wholey, et al			
	6 6 5 2 5 5 7	11/2003	MacDonald			
	6 6 5 6 2 0 2	12/2003	Papp, et al			
	6 6 5 6 2 0 3	12/2003	Roth, et al			
	6 6 5 6 2 0 7	12/2003	Epstein, et al			
	6 6 6 0 0 2 1	12/2003	Palmer, et al			
	6 6 9 5 8 1 3	02/2004	Boyle, et al			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use several sheets if necessary)	ATTY. DOCKET NO.  1263	SERIAL NO.  10/800,298
APPLICANT James F. McGuckin, Jr., et al		FILING DATE March 12, 2004
		GROUP Art Unit: 3731

## U.S. PATENT DOCUMENT

EXAMINER INITIALS	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6 6 9 5 8 6 5	02/2004	Boyle, et al			
	6 7 0 6 0 5 3	03/2004	Boylan, et al			
	6 7 0 6 0 5 5	03/2004	Douk, et al			
	6 7 1 6 2 3 1	04/2004	Rafiee, et al			
	6 7 2 6 7 0 2	04/2004	Khosravi			
	6 7 2 6 7 0 3	04/2004	Broome, et al			
	6 7 4 0 0 6 1	05/2004	Oslund, et al			
	6 7 4 3 2 4 7	06/2004	Levinson, et al			
	6 7 4 6 4 6 9	06/2004	Mouw			
	6 7 5 5 8 4 7	06/2004	Eskuri			
	6 7 6 1 7 2 7	07/2004	Ladd			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER	DATE CONSIDERED
----------	-----------------

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  INFORMATION DISCLOSURE STATEMENT BY APPLICANT  (Use several sheets if necessary)	ATTY. DOCKET NO.  1263	SERIAL NO.  10/800,298
APPLICANT James F. McGuckin, Jr., et al		FILING DATE March 12, 2004
		GROUP Art Unit: 3731

## U.S. PATENT DOCUMENT

EXAMINER INITIALS	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6 7 6 1 7 3 2	07/2004	Burkett, et al			
	6 7 7 3 4 4 8	08/2004	Kusleika, et al			
2001	0 0 1 1 1 8 2	08/2001	Dubrul, et al			
2002	0 0 9 5 1 7 1	07/2002	Belef			
2002	0 1 8 3 7 8 3	12/2002	Shadduck			
2003	0 0 0 4 5 4 0	01/2003	Linder, et al			
2003	0 0 0 4 5 4 1	01/2003	Linder, et al			
2003	0 0 4 5 8 9 8	03/2003	Harrison, et al			
2003	0 0 6 0 8 4 4	03/2003	Borillo, et al			
2003	0 0 6 5 3 5 5	04/2003	Weber			
2003	0 1 0 0 9 1 7	05/2003	Boyle, et al			
2003	0 1 0 0 9 1 8	05/2003	Duane			
2003	0 1 1 4 8 8 0	06/2003	Hansen, et al			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.